

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday October 4, 1977 at 7:30 P.M.

Present: Allen M. Smith, Supervisor
George G. Young, Councilman
Francis E. Menendez, Councilman
John Lombardi, Councilman
Jessie Tomlinson, Councilwoman

Also present: Peter S. Danowski, Jr., Town Attorney
Alex E. Horton, Supt. of Highways

Supervisor Smith called the Meeting to order at 7:30 P.M. and the Pledge of Allegiance was recited.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

RESOLVED, That the Minutes of the Town Board Meeting held on September 20, 1977 and the Minutes of the Special Town Board Meeting held on September 30, 1977, be approved as submitted.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

BILLS

Bills were submitted on abstracts dated October 4, 1977 as follows:

General Town	\$13,299.99
Highway Item #1	\$11,174.01
Highway Item #3	\$ 990.38
Highway Item #4	\$ 2,560.32
Special Districts	\$ 564.79
Capital Projects	\$26,592.97

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, That subject to complete audit, the following bills be approved for payment.

General Town	\$13,299.99
Highway Item #1	\$11,174.01
Highway Item #3	\$ 990.38
Highway Item #4	\$ 2,560.32
Special Districts	\$ 564.79
Capital Projects	\$26,592.97

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.
The resolution was thereupon declared duly adopted.

Supervisor Smith made the following statement:
"We have present the various department heads should occasion arise, we will ask them whatever questions you may have. If we don't have the answers immediately, we will attempt to get them for you.

Miss Block and I have tried to reach a meeting of the minds between her typed agenda and my typed agenda and we do as the County of Suffolk does this evening, and hopefully the copy of the agenda you have picked up has the third page to it that says late starters or should have said late starters which deals with the resolutions that have been worked on in the last few hours.

I would tell you that there may be others that come up."

REPORTS

Building Department, month of September, 1977. Filed.
Police Department, month of September, 1977. Filed.

OPEN BID REPORT - CHAIN LINK FENCE - DRAINAGE AREA - OSBORN AND YOUNGS AVENUE

After being duly advertised the following bids on the chain link fence were opened by the Town Clerk on Monday, September 26, 1977 at 11:00 A.M.

RESIDENTIAL FENCES CORP.
P.O. Box 430
Middle Country Road
Ridge, New York 11961

LUMP SUM: \$18,513.00

UNIT PRICE ADJUSTMENT: \$11.00

TIME OF COMPLETION: November 30, 1977

Filed.

RIVERHEAD CEMENT BLOCK CO., INC.
Roanoke Avenue
Riverhead, New York 11901

LUMP SUM: \$21,235.00

UNIT PRICE ADJUSTMENT: \$10.00

TIME OF COMPLETION: 90 work days

Filed.

OPEN BID REPORT - GRADING, PAVING & OTHER MISC.
WORK - EAST AVE. & MAPLE AVE.

After being duly advertised the following bids for the grading, paving & other miscellaneous work were opened by the Town Clerk on Monday, October 3, 1977 at 11:00 A.M.

EDACO CONTRACTING CO., INC.
P. O. Box 683
Center Moriches, New York 11934

LUMP SUM: \$12,440.00

TIME OF COMPLETION: November 15th

Filed.

PAUL CORAZZINI & SONS, INC.
235 - 6th Avenue
Greenport, New York 11944

LUMP SUM: \$23,680.00

TIME OF COMPLETION: December 1st

Filed.

EAST END ASPHALT, INC.
Main Road
Jamesport, New York 11947

LUMP SUM: \$13,710.00

TIME OF COMPLETION: December 1st

Filed.

SCHLEGEL CONT. CO.
Box 39
Middle Island Blvd.
Middle Island, New York 11953

LUMP SUM: \$15,490.00

TIME OF COMPLETION: December 30th

Filed.

RASON ASPHALT, INC.
15 Columbia Street
Port Jefferson Station, New York 11776

LUMP SUM: \$15,880.00

TIME OF COMPELTION: December 15th

Filed.

OPEN BID REPORT - GRADING, PAVING & OTHER MISC.
WORK - EAST AVE. & MAPLE AVE. -
continued

RIVERHEAD CEMENT BLOCK, INC.
P. O. Box 707
Riverhead, New York 11901

LUMP SUM: \$17,442.00

TIME OF COMPLETION: December 30th

Filed.

LYON & REBOLI PAVING CONTRACTORS, INC.
Comsequogue Road
East Setauket, New York 11733

LUMP SUM: \$19,800.00

TIME OF COMPLETION: December 30th

Filed.

PETITIONS

Wildwood Shores Civic Association - representing 32 members requesting Town Board to repair road called Beach Road in the Wildwood Shores Estates. Filed.

22 Residents and property owners of Fanning Boulevard requesting Town Board to take their roads into the Town Highway System on a maintenance basis. Filed.

28 Residents and property owners of Gregory Place, petitioning Town Board to accept through dedication said Gregory Place. Filed.

13 Owners of real property of Beverly Hills Section 1, requesting dedication and acceptance of all roads shown on map as South Road, Cross Road, East Road and Sunset Blvd. east of Short Road. Filed.

53 Owners of real property of Beverly Hills Open Development Area, requesting dedication and acceptance of all roads shown on map as Gladys Drive, Rita Court and South Road. Filed.

BUDGET - 1978

Town Clerk presents Tentative Budget for the year 1978 to Town Board.

Tentative Budget to be reviewed by the Town Board and when approved, shall become the Preliminary Budget and a Public Hearing date on the budget will be scheduled by the Board.

Before reading the Budget Message of the Budget Officer, Supervisor Smith stated: "There is a procedure that is outlined in the Town Law for the production of budgets for the Community and it's sort of a long and drawn out affair that requires that the various department heads submit to me under a title that I hold as Budget Officer. Certain requests - we examine things such as the various employment contracts the Town has with it's employees. We examine bond rates and ratings, and we examine, of course, the tax base and we produce a budget.

This is then given to Miss Block and then the Town Board considers the budget as it is prepared by myself as a Budget Officer and they then either change it, modify it, or leave it alone, and it becomes the budget - it has a special name, but the budget that we have a hearing on later on. And as I did last year, I have prepared a somewhat short budget message."

Supervisor Smith then read the budget message.

1978 BUDGET MESSAGE

October 4, 1977

"This Budget Message should be read in conjunction with the 1977 Budget Message, dated September 30, 1976. Many of the comments made in that Budget Message hold true for the 1978 Budget, although they may not be set forth here at length.

The 1977 Budget was prepared and adopted before contracts existed with either the PBA or CSEA. In the 1978 Budget, wage figures are accurate for the present staff. In the 1977 Budget, ten police officers were in a tenuous situation. In 1978, the situation remains the same for five officers. By increasing the police salary base pay item by \$97,000.00 to \$867,500.00, all but the least senior five officers are again tied to a Federal revenue program entitled "Anti-Recession", which shows the figure of \$131,350.00 for salaries and attendant costs.

As was predicted in the 1977 Budget Message, the tax base is declining. The amount of the decrease for the 1977-1978 tax roll is \$183,466.00. This situation will, hopefully, improve as new taxpayers, such as Northville, appear on the tax roll for 1978-1979. In preparing the 1978 Budget, we have taken these factors into account. The budgetary reduction in

BUDGET MESSAGE - continued

taxes of over One hundred thousand Dollars should result in a fairly static tax rate from last year to this year. We are not forgetting the factors that can cause future tax problems. We have settled a number of our tax rebate claims and do not expect many to come to trial in 1978. However, we point out that in 1976 we had 33 claims and this year we have received 55 claims. This situation cannot be ignored and must be handled as soon as the tax base improves.

The tax base and tax imbalance problem are tied to revaluation of our tax roll, and that will bring with it a computerized system. Our 1978 Budget sets aside \$100,000.00 to begin this program. Institution of this program will result in a long-range taxpayer savings and more efficient service to the public.

There are several new proposals in the 1978 Budget. Among these is the inclusion of a salary line for a full-time Town engineer. Our problems with roads and drainage have shown the mistake we have been making by not having such a person. We have also provided a small sum for a summer youth employment program.

Certain costs of the operation of Town business have gone up, such as the cost of insurance. To offset these increases, we have reduced certain capital expenditures which appeared in the 1977 Budget, such as repairs to police headquarters. Again, we have left out other capital items, such as expansion of the Town Sanitary Landfill, which will have to be faced sooner or later.

As I have stated before, this Budget has been prepared with the best information available, with care to the needs of Riverhead, and in a professional manner. We invite your comments and criticisms."

COMMUNICATIONS

Town of Southampton, Notice of Adoption of Amendments to Southampton Town Zoning Ordinance. Filed.

Suffolk County Department Planning, dated 9/22/77 relating to Town of Southampton - Amended Zoning Ordinance. Filed.

Town of Southampton, Notice of public hearing on proposed changes to Town Zoning Ordinance. Filed.

Town Planning Board, dated 9/30/77 relating to Final Plat - Palomino Park. Filed.

COMMUNICATIONS - continued

Shirley G. Smith, Chairperson Landmarks' Preservation Commission, dated 9/15/77 - advising that the Commission officially request a landmark designation for the Townsend properties at Main Road Aquebogue. The designation is for that parcel on the south side of Route 25, which includes a front house, back house, barn and accessory buildings, formerly known as the "Corwin Farm". The old barn is now used for a retail business operating as "Green Thumb Plant Farm". Upon affirmative action of the Town Board, the Commission wishes the Town Clerk to notify all property owners within 250 ft. of said parcel. Filed.

Lewis A. Dillion, dated 9/22/77, relating to drainage from water run-off - Mrs. John R. Wilson - property - Sound Shore Road. Expressing concern that the problem be solved and the damage repaired before the beach cottage washes into the Sound unless something is done he will file claim for damage from road water run-off. Filed.

Supervisor Smith then stated: We've acquired a piece of property and Mr. young is doing the drawings on that one."

Paul Cohen, Esq., dated 9/23/77 re Jamesport Associates advising that since Jamesport Associates has abandoned the sub-division map No. 6286 as approved by the Town Board on August 14, 1975, and the abandonment was filed on September 6, 1977 as Certificate of Abandonment No. 2056. A certified copy of the abandonment certificate has been delivered to your Board. (The Town Clerk does not have it for the files.) And since requirements for the abandonment have been complied with - Jamesport Associates and its partners respectfully request to be released from the Bond filed with the Town Board and request that the savings bank books which were collaterally assigned to the Town be returned. Filed.

I, Alex E. Horton, as Superintendent of Highways, Town of Riverhead, Suffolk County, New York, agree to maintain the following existing and currently traveled roads at Wildwood Acres, Wading River, New York:

1. Hill Street - a distance of 1100' - 50' in width.
2. Hulse Avenue - a distance of 4,000' - 50' in width.
3. Park Street - a distance of 1,100' - 50' in width.
4. Birch Street - beginning at the East side of Hulse Avenue, a distance of 300' along Birch Street to a turn at a right angle for a distance of 350' southeast - 25' in width - running into Wildwood Road for a distance of 300' north - 25' in width - and continuing 300' north - 50' in width - to North Wading River Road.

The roads need grading, drainage, patching and oiling.

COMMUNICATIONS - continued

This consent is made pursuant to Subsection 8 of the Town Board Rules of the Town of Riverhead for opening of highways, and is subject to the approval by the Town Board of the Town of Riverhead.

The roads at Wildwood Acres, Wading River, New York, as set forth on the map of J. Alonzo Hulse filed in the Town of Riverhead dated October, 1944, includes the roads contained in this agreement. Filed.

5 Communications dated September 14, 1977 from New York State Department of Environmental Conservation relating to establishing the boundaries of tidal wetlands as shown on final tidal wetlands boundary maps. Orders enclosed on numbers; 696-530, 700-532, 700-534, 702-532 and 702-534. Filed.

E. J. Bucholz, Pres., Riverhead Cement Block Co., Inc., dated 9/23/77. Stating that as a business concern, they have had numerous occasions to use the Brush Airpark find it a convenience and feel it is an asset to the community. Filed.

Cedar Court Civic Association, dated 9/27/77. Advising that some of the residents of Cedar Court have met with Mr. Horton, and while he agreed with their problems, he advised them to contact the Town Board for action.

Adding that some years ago, Peconic Bay Blvd. was elevated and from that time on, rain water would cascade down Cedar Court and settle in front and around several of the homes and driveways. In the winter the water becomes ice and when snow falls on top of the ice, it creates a real hazard, as it is impossible to get onto Peconic Bay Blvd. and with the incline one cannot get started again without skidding.

Hoping the Town Board will keep the residents informed as to what action it is taking. Filed.

Alex E. Horton, Supt. of Highways, dated September 29, 1977, agrees to maintain the existing and currently traveled road; Fanning Boulevard 1200 ft. long and 50' in width. He stated that this road needs grading, drainage, patching and oiling. Further stating that his consent is made pursuant to subsection 8 of the Town Board Rules of the Town of Riverhead for opening of highways and is subject to the approval by the Town Board. Filed.

COMMUNICATIONS - continued

Department of Motor Vehicles Commissioner James P. Melton, dated September 30, 1977. Advising that his Department will operate a motorcycle road test post on Columbus Avenue alongside Stotsky Park. That Mr. Grodski has been contacted at the Park and he is of the opinion that this would cause no interference with the operation at the Park. Requesting a sign to be posted at the corner of Columbus Avenue and Pulaski Road by the Highway Department, and that the Police authorities be notified. Filed.

Herb Obser, Herb Obser Motors, Inc., September 28, 1977 expressing concern over the closing of Riverhead Air Park and confident that the Town Board will realize that it is a necessary asset to our community. Filed.

Robert J. Kaelin, dated 10/3/77. Outlining many many reasons to the Town Board for consideration in keeping the Riverhead Airpark open.

A few excerpts - this small airport has not at any time cost the taxpayers of Riverhead a red cent.

Time to time people from Town have come to take rides or to bring the kids for a ride. No one was ever turned away.

The field has been made available to the operators of crop spraying aircraft. Mr. Brush has a letter of approval from the FAA dating back to when he first built the airport and a second letter of later date that reaffirms the original approval. The airport is listed and shown on the aeronautical charts. Filed.

Alex E. Horton, Supt. of Highways, dated 9/26/77. Agrees to maintain the existing and currently traveled road called Gregory Place - a distance of 1200' x 50' in width including sump 150' x 50'. Stating this road needs grading, drainage, patching and oiling. This consent is made pursuant to subsection 8 of the Town Board Rules of the Town of Riverhead for opening of highways, and is subject to the approval of the Town Board. Filed.

Ralph J. Junker, Southampton, dated 10/3/77. Outlining reasons to the Town Board for issuing a permit to keep the Riverhead Airpark functioning. Stating that this is essentially an agricultural community (crop dusting, etc.). Most pressing need is humanitarian. Federal aviation maps identify Riverhead Airpark as a private airport which may provide emergency facilities. Has seen as many as six light airplanes forced to land here on one spring afternoon for reasons of safety to those on board, and has served an important role of sanctuary to aviators in distress. Filed.

Supervisor Smith recessed the meeting to hold a public hearing.

PUBLIC HEARING - 8:00 P.M.

Town Clerk submitted affidavits of publishing and posting Public Notice calling Public Hearing for October 4, 1977 at 8:00 P.M. on a proposal relating to General Revenue Sharing or State and Local Fiscal Assistance.

The affidavits were ordered to be placed on file.

COMMUNICATION

Marie S. Hoff, President, Wildwood Hills Property Owners' Association, Inc., P.O. Box 379, Wading River, New York 11792, dated 9/25/77. Suggesting that available funds be used to renovate and enlarge the school house community center as a one-story structure to accommodate the activities of the many groups in the area, and that the school house facade be preserved. Filed.

Supervisor Smith made the following comment:

"For those of you that may not have been here the last time I went over this ground. Many of the federal programs that the Town of Riverhead participates in are now requiring what we have choosen to call a double-barrelled hearing. At the first hearing, we listened to anybody who wished to speak to the particular program that is under consideration and at the second hearing we take what has been said and our judgment on what has been said and lay it before you for consideration. We have fifty copies of this. Kick it around out there. I know that it will not reach everybody. I hope that you don't hog them, share with your neighbor, if you will. For those of you that don't have it in front of you, I will explain what I'm about to read so you'll have an idea even though you don't have a copy. The top two sheets deal with what is called federal revenue sharing, that is the general federal revenue sharing program that still has some life left to it.

It was the source of funds that the prior Town Boards accumulated, the necessary monies to build this particular Town Hall and in fact you will see that one of the items listed there is some further work and necessary work with reference to the Town Hall. The way we have set this up is that you see after each of the various appropriations or proposed appropriations. They are not acted on by the Town Board, this is merely for the purpose of discussion this evening and an action of the Town Board at a later date following each of those little appropriations there is a priority number. What the priority number means is that we are not sure that we will, in fact, receive \$250,000.00 in the year 1978.

PUBLIC HEARING - continuedSupervisor Smith - continues

You see the total figure is \$400,000.00 if, in fact, we were to get let's say \$150,000.00 next year which added onto the \$150,000.00 we have this year to make \$300,000.00, obviously we couldn't fund all of these accounts. We propose to and we throw it open for your consideration to fund the accounts in the number sequence that appears on the pages. I will read them to you for those of you that don't have sheets in front of you.

The Police Chief has advised us and we concur in his judgment that the old ambulance, we have two ambulances - two community ambulances - that the old ambulance is in rather sad shape. How many years old is it, Chief?"

Chief Palmer: "Eleven years."

Supervisor Smith: "Eleven years old. We have another problem that occurs with reference to the community ambulance which is the barn in which they are kept is not heated. This causes certain problems when you take a warm person and put him on a cold stretcher. We don't think that that's very good, so we proposed to with that ambulance to heat the barn in which they are kept.

The next item would be the LILCO Litigation. This is an item that has been in the federal revenue sharing portion of our budget for many years now. We have spent in excess of \$250,000.00 in that matter.

The Library Alarm System is a matter that was requested by the Riverhead Free Library System, apparently they are losing a great number of books from them being stolen or taken out of the library. This is a system that will prevent such things.

The next one is computerization. We are facing some time in the future, whether it is next year or the year after or three years from now, some rather startling changes with reference to real property taxation. There are also things that can be done with the computers that we are not doing now that will help us, for instance, make sure that we get the proper discounts from our vendors, etc. The \$30,000.00 figure that follows there under, is to finish some items in the Town Hall and also to build a room that is properly prepared to house the computer machinery. You can't just put a computer in a room and let the temperature fluctuate up and down, etc., and expect the thing to work.

The Community Development Program is essentially salaries for some of the men who are working down street on various and sundry programs such as the Morell Buildings, the Corwin and Benjamin Projects, etc.

There is additional funding for the undergrounding of street lights on Main Street which has been discussed in the press before and for which we have money set aside at the moment.

PUBLIC HEARING - continued
Supervisor Smith - continues

For those of you that attend regularly, you would understand that the \$40,000.00 that we labelled for drainage is to be added to the drainage item that we previously had a hearing on where we set aside \$120,000.00. This would be an additional amount on top of that.

The next item is roads - \$28,000.00 that might help with some of the matters that we've heard about earlier on the agenda. The Wading River Community Center is \$40,000.00 that is the cost of acquisition. You're advised by the Wading River Fire District that that is the value they have placed upon the structure, of course, if we can acquire it for less, we get to spend the money on the inside. I'd like to pay what they paid for it. They paid a buck. That would leave us \$39,999.00.

The next more important thing is the last page of this summary which shows you in an extrapolated form the cost of the salaries and attendant benefits for the five most junior police officers on the Riverhead Police Force. The base pay figure is \$90,000.00 plus and the total figure is \$13,350.00 which gives you an idea of the fringe benefits.

This particular fund is a program that was established in the midst of this particular depression and is called anti-recessional federal revenue sharing monies. This is a lot less certain than the general revenue sharing program and should not be counted on past this particular year. We are fairly certain that with the last quarterly payment and the year 1977 there will be sufficient funds to establish this fund in the year 1978 at \$131,000 and change.

What we have now, we heard on one of these projects from Mrs. Marie Hoff who is interested in the \$40,000.00 with reference to the Wading River Community Center. Is there anyone else in the room either hearing this program for the first time or having heard it for the second or third or fourth time wishes to address the Town Board with reference to anything that is shown here or anything that you would like added or anything that you would like subtracted."

Anthony Regula, 77 Riverside Drive, Riverhead; "I'm here in regards to the federal revenue sharing fund monies for a complete ambulance and emergency medical treatment service. I notice we have the \$15,000 allotted, however, my plan is somewhat different. I'd like to bring it out here tonight. At present we have three ambulances and four emergency medical technicians who are policemen to man them. I have done some research on this and I find that we are probably the only Town in the County that this type of ambulance service is formed. I feel we should set the wheels in motion for a volunteer organization to handle this. I have visited Towns on the east end and talked to people who are active in this service. They feel Riverhead is far behind. This volunteer service would relieve our Police Department, so that they would be able to handle Police work only. There are several EMT Technicians in Riverhead that

PUBLIC HEARING - continuedAnthony Regula continues:

could serve as a nucleus. Also a few instructors from the south shore and several PA's - that's paramedics in the Air National Guard Reserves at the air base who have offered to help us get started. I've talked to many people in Riverhead, especially senior citizens who are concerned about the ambulance and emergency medical treatment service that we offer. My plan would call for an initial outlay of about \$15,000.00 to \$20,000.00 depending upon the shape our three ambulances are in and how well equipped they are to handle full emergency service. I say full emergency service.

Upon investigation, I have learned that the Town of Riverhead has been excluded from the advanced life support program commonly known as ALS of Suffolk County because of the inadequate ambulance service that we presently have.

It is my objective to reverse this feeling so that we can bring about this vital service that we are in dire need of for our residents especially our senior citizens. As the program develops, the newly trained EMT's can be utilized to relieve our Police Department until ultimately the volunteer service with 35 to 50 people takes over the program completely. The Towns that have this professional type service have no trouble raising voluntary funds to continue it. I urge you to consider this and I thank you."

Councilman Menendez: "Tony, there is a program to be initiated on November 21st being called by the County to establish just what you're talking about - the volunteer system - so it would take it away from the police entirely, although I want to say that I would stack up the response time of our police ambulance against anybody in the County. That police ambulance rolls within seconds of a calling. I think that we had a problem with volunteers in getting to respond that fast. I know the Fire Department wants no part of it, the hospital wants no part of it because I have contacted both of them.

This program that is being set up by the County entails calling together the leaders of all the different clubs in Town and trying to get them to get volunteers to apply for this thing. Then the County will train them. I think it's a matter of 80 hours or something for EMT's.

After that is done with the County, we'll equip one of our ambulances and now we're \$12,500.00 worth of life saving equipment which I imagine is like a preliminary thing to do with the hospital so they can get direct contact with the doctor before they get there. So there is a program underway and probably you will be one of the people who will be notified of this on November 21st. It hasn't been broadcast yet, but it will be."

Anthony Regula: "Well I know I've checked quite thoroughly into this and in some of the Towns I visited, I

PUBLIC HEARING - continued

know some of the small Towns, I know Hampton Bays alone they have 45-50 men in there and I've spoken to the man at the air base and they're willing to help start this.

I'm not here to make noise I'm not here to pick on the Town Board or the Police, believe me, because we know the job that they do with the four men.

However, it's been proven, that's as I say we are one of the only Towns probably in Suffolk County that still have the service that we have. I know there was just a piece in the paper about Mt. Sinai and Port Jefferson just this past week splitting up because they want better service. I feel that this is very important and I know just in my travels in the last month or two and I have a friend here - if there are any questions on the floor, he's been in this service for many years. He comes from Bridgehampton so if there there are any questions, we'd be very happy - I'm sure I can't answer them all, but I'm sure he can answer them. He's been in the service for about 20 years."

Councilman Menendez: "Tony I think our big problem with setting this particular program up is going to be in getting volunteers - getting enough volunteers. Some people will volunteer for something, then die out in about two or three weeks - say they had enough. If you're going to run a program like this, you have to have dedicated people who will give their time and their talents, 24 hours a day and be on call. And they have to be somewhere where they can respond fast. You have to have a place where your ambulance can be kept and people can get to quick. That's going to be a problem too because the hospital won't allow us to put an ambulance on their grounds. We're going to have to have a central location somewhere. So there's many many problems and I hope on the 21st that you'll be here for that program."

Anthony Regula: "Doc, I'm sure I wouldn't have brought this up if I didn't realize one way or another - you probably would call on me and I'm ready to act."

Emma Karch: "I just got up here to second Mr. Regula's suggestion. Doctor Menendez feels that maybe we wouldn't get volunteers but all the other Towns and places are running quite successfully, I think - right Doc?"

Councilman Menendez: "No Smithtown is not."

Emma Karch: "They're not."

Councilman Menendez: "Smithtown wants no part of this program. The County has approached them and they want nothing to do with it. Why exactly I don't know, the politics behind it but that's true."

PUBLIC HEARING - continued

Emma Karch: "I go back to - you'll get from people what you expect from them, not what you don't expect. Last year the Town of Riverhead gave contributions of \$465 or \$435. I understand this program has started all by contributions, is that right?"

Councilman Menendez: "That's correct."

Emma Karch: "And it ran that way and you have a balance in there - you did have the first of the year about \$6,000.00."

Councilman Menendez: "The Rotary Club started that back about 15 years ago."

Emma Karch: "I come from the Glenwood Park and we gave \$300.00 of that \$435 or \$465. I'm just trying to bring out something that I asked our landlord - how come or what and they said they don't need money now. I mean you're trying to get everything from revenue sharing - you know this is what bothers me - when that revenue sharing stops or decreases, the burdens will be left on all the people. I think you ought to really give it a second thought about the volunteer ambulance."

Councilman Menendez: "That's exactly what we're doing. We're calling a meeting on the 21st and I hope you'll be there. I hope you'll be one of the first volunteers. We're going to need all we can get."

Lee Moorehead; 809 West Main Street; "I'd like to know why isn't a solar system thought about for the insulation on the building that garages the ambulances. The initial out-lay is only a few thousand dollars which would be recovered by a savings of 75% of the fuel bill in just three to four years. This is only a suggestion not criticism of any kind. I'd also like to know who determines the priority number and why is the ambulance number nine? I would say it belongs a lot higher up than number nine."

Supervisor Smith: "Those are suggested priorities and if you want to recommend it as number one, certainly."

Lee Moorehead: "I think Community Development the number one priority is highly commendable on your part, but drainage and roads should be up to two and three right after Community Development since it is a part of Community Development. I would say though that number four should be the ambulance rather than LILCO Litigation which you've listed under Environmental Protection."

PUBLIC HEARING - continued

Supervisor Smith: "I would say Mrs. Moorehead that we are not blind to solar heating potential if you were to examine the Jamesport Community Center, you would find as part of that particular proposal we have included solar hot water, heating and some enervative solar techniques and when we publish our notice to bidders, which will be, I'd like it to be next week, it will be in a few weeks, you are welcome to come by and examine those proposals."

Lee Moorehead: "Thank you. I'd like to."

Marie Hoff: "I have a few questions with regard to the Wading River Community Center funds. The \$40,000.00 you have allocated - is that entirely for acquisition of the building?"

Supervisor Smith: "Yes and No. I mean obviously if we can get it for twenty. . ."

Marie Hoff: "Has there been any approach to trying to bargain for it at all."

Supervisor Smith: "No it has not."

Marie Hoff: "Considering the fact that I want our Fire District to have what they should have for this property and I'm certainly not trying to deprive them of funds that they are entitled to but I believe that they have received acreage for the building of a new fire substation and it had originally been my hope that this sort of an exchange could have been accomplished with a minimal cost to the Town for the acquisition of the building. Particularly in view of the fact that originally residents of the Wading River area had been told that this building was a fire trap and should be torn down."

Supervisor Smith: "I promise you in negotiations I will repeat those comments."

Marie Hoff: "I think some people remember that, but, however, I'm sure you'll do the best you can."

Councilwoman Tomlinson: "Mrs. Hoff, the \$40,000.00 - they had an appraisal on the building and the land for it came to about \$38,000.00 and as far as the land donated from the State they might have to pay a fair market value for it. No longer will the State allow a dollar . . ."

Marie Hoff: "And the land from the State is a two-acre parcel. What did they give you the fair market value of that two-acre parcel . . ."

PUBLIC HEARING - continued

Councilwoman Tomlinson: "That hasn't been determined yet, but they might have to pay for it."

Marie Hoff: "The appraisal on the Community Center Property on what basis was that appraisal made . . ."

Councilwoman Tomlinson: "A standard kind of appraisal by I think Jack Bagshaw."

Marie Hoff: "But considering the fact that there are restrictions on the use of that property, that went with the title to the property when it was transferred, obviously, the uses of it are limited and possibly its value is a little less than \$40,000.00."

Supervisor Smith: "Your opinion as to its value is noted and hopefully we'll bring it in at a price that you'll appreciate."

No one else wishing to be heard and no further communications having been received thereto, Supervisor Smith declared the hearing closed at 8:20 P.M., and re-opened the Meeting.

PERSONAL APPEARANCES

Supervisor Smith: "On your agendas, you will find unfinished business numbered 20 through 29 except for item 21 which is what we just had the hearing on, we will have resolutions on these later on on our agenda."

Howard Walker, Esq. South Road, Wading River; "I'm speaking tonight on behalf of the Beverly Hills Area Association and the application for waiver that's been made by the people up in the area. Before I continue, I never got the third page to the agenda, do you have it? Are we on the agenda for any purpose this evening."

Supervisor Smith: "We have a declination from Mr. Horton, it was delivered again late this evening or early this evening, whichever way you want to work at it - saying that he would not pass upon the application which creates a vacancy - I assume with reference to his office and passing upon the waiver and if you'd like to address that, you may."

Howard Walker: "Well there is, of course, a solution to the inability of Mr. Horton to act in this matter. I recognize his dilemma and because there is a potential conflict of interest and - I took the liberty of preparing a draft resolution which any member or any Council person may

PERSONAL APPEARANCES - continued

use at their discretion - I should have some extra copies here."

Supervisor Smith: "Why don't you tell the people what you're asking us to do."

Howard Walker: "What you have before you is a proposed or a draft resolution which anybody as I said any Council person may feel free to introduce and I hope the Town Board will adopt. It is necessary for the Town Superintendent of Highways to act on any application for waiver. As you said, you already have an advanced declination on our application - declination to act rather than a National declination of the waiver itself. This resolution merely recites the problem that the application has been made by the residents that unfortunately, one of the applicants is the Town Superintendent of Highways, and the rules and regulations require the Town Superintendent to act and pass upon the application.

Therefore, pursuant to Town Law, Section 32, I'm requesting the Town Board to authorize the creation of the position of Deputy Town Superintendent of Highways for a limited purpose. The limited purpose being the processing of the application for waiver and subsequent to the waiver application the completion of the dedication process."

Supervisor Smith: "And under Section 32, you would expect Mr. Horton to appoint the man to pass upon this application."

Howard Walker: "Apparently under the current state of the law which I have not thoroughly researched, Mr. Horton is required to make the appointment - you are required as a Board to create the position. No appointment or establishment of specific powers or duties or direction by the Board is possible. I believe in this matter because it's in the discretion of the Town Superintendent of Highways.

If you will consider that matter in conjunction with the application for waiver, perhaps the entire project can proceed and be considered by the Board.

Now to speak in favor of the application, generally."

Supervisor Smith: "Mr. Walker, isn't it pre-mature until such time the recommendation came back to us?"

Howard Walker: "Well if the recommendation came back - let's say favorably saying you will adopt or we will adopt - the Town Superintendent of Highways will adopt the roads in the current condition. Is the Board already pre-disposed to some sort of action on this?"

PERSONAL APPEARANCES - continued

Supervisor Smith: "I want to see what somebody's going to recommend among other things either on this road or any other road and I also think that with the flood of applications that we're getting, we might get all of these chickens together in one basket."

Howard Walker: "I understand. I hope delay is not inherent in this procedure of getting all the chickens in one basket."

Supervisor Smith: "Mr. Walker in the month of August, we told you to come in in the second meeting in August with your application such that it could be processed along with Wildwood Acres and Timber Park. And we met in the second meeting of August and there was nobody here from Beverly Hills."

Howard Walker: "During the entire procedure following that date - the 15th meeting, I think you will agree that we had several discussions and that we were attempting to find the best method to proceed in this matter. We had the difficulty, of course, which was not present in other situations of having to get the fee owner to cooperate in this venture."

Supervisor Smith: "Sir, I don't wish you to call me dilatory or otherwise when you, in fact, were the one that killed the month. Okay. I'll wear whatever mantle falls to me, but not that particular one."

Howard Walker: "You will recognize that there was more than a simple problem in the processing of this application."

Supervisor Smith: "I understand that fully."

Howard Walker: "Thank you. Do you believe that it is premature now to discuss the problems?"

Supervisor Smith: "If you want to go ahead, I suggest to you that you'll probably be back another time."

Howard Walker: "Well there is a ball game this evening."

John Ottaviano, High View Drive, Wading River; "I would like to ask this one question. This may be premature, but is

PERSONAL APPEARANCES - continued

it within the power of the Town Board assuming they make conditions for the take over of the road? Now I don't know. Is it possible that in the interim period until this matter is resolved, that the residents of Beverly Hills could possibly be given some sort of minimal relief by the Town Board working with the Superintendent of Highways on the matters of filling in the more serious potholes and plan for sanding and plowing of the roads in case of snow or icy conditions? Is there any possibility of getting something set up between the Town Board and the Superintendent of Highways until this matter is resolved?"

Supervisor Smith: "As we said repeatedly with reference to Timber Park, it is not a permitted expense for the Town to improve roads that are not in one shape, manner, or form - public highways. Mr. Horton has that capacity as the developer of the Open Development Area should he choose to patch, paste or otherwise deal with those roads to do so in the interim."

John Ottaviano: "All right another question. This is in regard to the Tidewood survey, now I assume you have received the results of the survey."

Supervisor Smith: "Yes Sir. We have a draft report before us. We are examining the same, we've done so this morning with Mr. Simone and you know subject to one pointing out some grievous error that he has missed. This will be the final report."

John Ottaviano: "Now in other words you have not had the ample time to really go over that and come to any conclusions then."

Supervisor Smith: "Well we can tell you, Mr. Ottaviano, that the solution to the general Tidewoods, Beverly Hills Area drainage problem is broken into four stages. They run in order 1, 2, 3, 4. The most pressing being at the Fritsch area, the second being along in front of your house. The third being behind your house, and the fourth being up into Beverly Hills. The price tags on 1, 2, 3, and 4 are projected to be \$20,000 for the first, \$32,000 for the second, \$39,000 for the third, and \$65,000 for the last. I think it's safe to say that based upon a five year average rainfall, which is something that you are very familiar with, that the drainage that was installed in the subdivision would never take it. By design, it cannot work. It is much too small."

PERSONAL APPEARANCES - continued

John Ottaviano: "I don't know if you had time to study this, but what effect if any does this survey have on Mr. Horton's Beverly Hills Open Development Area? Does this affect the people in Beverly Hills, and their requests for take over of the roads by the Town?"

Supervisor Smith: "It is a factor - the drainage work that is proposed for Beverly Hills is in fact phrased as item four of the four stage and is one of the more expensive aspects of the thing. Quite frankly, to simplify the thing what is proposed is to allow the water off of Beverly Hills to run into it's natural stream bed if I can use that word. What's shown on your subdivision map is a playground which whenever I've been in there and it's raining, it's a stream bed and once it's in that stream bed, to intercept it with a structure as it is pulled together at that point and then run it on."

John Ottaviano: "Can you give me some idea of a time frame assuming that the Town Board will take steps to modify the situation in Tidewoods? Could you give me any idea of a time frame?"

Supervisor Smith: "No I cannot, Sir. That depends upon -among other things budgets and the inclusion in budgets of money to do projects such as this."

John Ottaviano: "Has there been any movement now that Mr. Horton is here in regard to the take over of Tidewood's Roads by the Superintendent of Highways as a prior Town Board resolution is recommended."

Supervisor Smith: "I don't think we have to go over that ground again. I think Mr. Horton said at the last meeting that he was going to maintain those roads. Isn't that true Alex?"

Alex E. Horton: "Well yes. The only thing - you have to have a deed to that property."

Supervisor Smith: "There's no big deal then in getting up in there."

John Ottaviano: "In other words, you will take over the roads."

PERSONAL APPEARANCES - continued
Alex E. Horton: (inaudible).

John Ottaviano: "I have a letter from you Mr. Horton in 1976 that you wrote saying that you would never take over the roads in Tidewoods."

Alex E. Horton: "The drainage."

John Ottaviano: "You would never take over the roads period, and or drainage. And this is dated and signed by you in 1976."

Alex E. Horton: (inaudible).

Supervisor Smith: "Mr. Ottaviano, why don't you stick with a winner. The man says he'll do them now."

John Ottaviano: "All right fine. I'll buy that. Thank you."

Helga Heistermann, Center Blvd., Wading River; "We are trying to buy lot #1 on Sunset Blvd. and the drainage area was supposed to be on the north side road, but it got moved by Mr. Horton and to the east side of the lot but it never got recorded in a map."

Supervisor Smith: "I don't understand your question Ma'am."

Helga Heistermann: "It was never recorded and we would like to have it recorded in a map the way it got promised to us."

Supervisor Smith: "Can we do this. The Town Attorney is around here some place. If you would explain your problem to him and then - this is deeds and maps and drainage and all sorts of good things like that and let him try to help you and then after we take a break in a little while I'll let you come back if we find you have a problem."

Richard Benedict, Fanning Blvd., "We also have a petition and a waiver. I'd just like to make one comment. As long as it's taxpayers money and we're all taxpayers down

PERSONAL APPEARANCES - continued

there, I hope we're all treated equal and it's not a case of the wheel that squeaks the most that's going to get the oil in this case because we're a smaller group, but we've had the road for many years and we can't get rid of it either and all we want is potholes fixed."

Ethel Urvalek, Cross Road, Wading River; "I would like to make reference to when Mr. Walker was presenting the case of Beverly Hills Area that the reason there wasn't too much representation at a later Town Board Meeting in August 16th meeting there was a resolution passed by the Town Board to have this survey of the Tidewoods problem and it was indicated pretty clearly that there was nothing that we were going to be able to do in our behalf until the results of that survey were known. I don't want you to have the impression we have lost interest."

Mary J. Ambrose, 167 Peninsula Path, Riverhead; "Pertaining to the sewers on our street, I would like to have you call a public hearing to see where we can go from Ostrander trunk lines."

Supervisor Smith: "What you'd like us to do then - let me explain to the people so that they understand what you're talking about in the public works monies that we have obtained for the Town of Riverhead which is \$1,700,000.00. We set aside approximately a half a million dollars for the construction of sewers along Ostrander Avenue. There were some small lateral sewers that were being considered at that time and would have been included in the project should the prices have come in at the levels that they came in last year. On a half a million project over the period of one year, the prices have increased 20% in round figures, so we did not pick up these small lateral sewers."

What this lady would like us to do is hold a hearing before Robinson Parkway."

Mary J. Ambrose: "I'm Peninsula Path."

Supervisor Smith: "You just want Peninsula Path?"

Mary J. Ambrose: "No, I've got to pay for it."

Supervisor Smith: "Peninsula Path, Robinson Parkway and the southerly end of Ostrander. Yes we'll consider that."

PERSONAL APPEARANCES - continued

Mary J. Ambrose: "What is the most southerly end of Ostrander? I see 705 feet on item #13 on the Sewer District Expansion for 5. Where is that located - 705 feet?"

Supervisor Smith: "What happens is the sewerage runs downhill. So at the point where it reaches it's most - the deepest points there is a pump station. There are, in fact, a number of houses who then are uphill from that point and to service them we can't cut into the force main which runs in front of their houses. We have to run a seperate main that runs back."

Michael Peretta, Wading River; "At a previous meeting of the Town Board, the Wildwood Acres offered for dedication certain roads and asking for a waiver of Town regulations under Section 8 of the Riverhead Town Law. We were requested by the Board to ask Alex Horton for a letter to that affect. We have that letter, and I believe the Board has a letter signed by Mr. Horton and it would be up to the Town Board to approve or disapprove."

Supervisor Smith: "Thank you Mr. Peretta. I think, Mr. Horton, the question to be asked in this letter and several of the other letters - you indicated that these roads can be maintained in the sense of grading and patching. And then in the ordinary cause of maintenance as the highways are maintained in the Town of Riverhead are we then saying that if this Board gives you the budget that you've requested for in the year 1978, this can be accomplished with the funds that you have in that budget?"

Alex E. Horton: "No. At the meeting we had in your office, you said if more money was needed, that you'd get it somewhere."

Supervisor Smith: "How much money do you want?"

Alex E. Horton: "Well we don't know. How many roads are going to be taken over?"

Supervisor Smith: "Let's assume that each of the letters that you've signed so far to the extent that you've signed them so far, how much money do you need?"

Alex E. Horton: "It could run up to about \$40,000."

Supervisor Smith: "All right. So if the figure of \$28,000 that I have in the revenue sharing were enriched by \$12,000, we could take over the roads that you've shown and Wildwood Acres, Timber Park, Fanning Blvd., Gregory Place, Beverly Hills - let's assume that Beverly Hills proceeds along with the others - \$40,000 is the figure."

PERSONAL APPEARANCES - continued

Alex E. Horton: "I think so. I'm not an engineer but a rough guess, yes?"

Supervisor Smith: "Thank you. Is there anyone else that chooses to address the Town Board?"

Howard Walker: "I'd forgotten to complete my request that the proposed resolution that I gave or handed up to the members of the Board. Is there a facility for bringing a resolution to the floor without it being on the agenda?"

I would like then to ask that one of the members of the Board bring a resolution to the floor for vote."

Supervisor Smith: "Anyone else on new business? Anyone wish to address us on any matter whether it be roads or anything else?"

Supervisor Smith recessed the meeting for ten minutes after which the meeting resumed.

RESOLUTIONCREATES POSITION OF DEPUTY SUPERINTENDENT OF HIGHWAYS

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That pursuant to Section 32 of the Town Law, the position of Deputy Town Superintendent of Highways be and is hereby created, and

FURTHER RESOLVED, That this Deputy Town Superintendent of Highways shall be appointed by and serve as set forth in Section 32, and

BE IT FURTHER RESOLVED, That the Deputy Town Superintendent of Highways be paid no compensation.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young: "We have a proposition for you. If we grant you \$40,000 out of federal revenue sharing next January 1st, we won't have it until January. Will you fix all the roads that you have written us letters about?"

Alex E. Horton: "Well that's a big question. I don't know exactly how much you expect me to fix."

Councilman Young: "Well that's all you're going to get is \$40,000. Oil and grits as far as it will go, right?"

Alex E. Horton: "Oil and sand."

PERSONAL APPEARANCES - continued

Councilman Young: "Oil and sand as far as it will go. If we do this, will you do the potholes and clean things up a little bit now."

Alex E. Horton: "They'll be no drainage improvement."

Councilman Young: "No, no drainage."

Alex E. Horton: "Just the oil and the sand and patches, we can do that."

Councilman Young: "Okay and you'll do a little patching and fix them up so that they get through the Winter until next Spring because we'll have to wait until it gets - the frost out of the ground before you can do anything in the Spring and it will make everybody happy and maybe you'll get re-elected."

Alex, now just so it's on the record, we're talking about Timber Park, Wildwoods, Gregory Place - the roads mentioned in your letters in each of these areas, Fanning Blvd., Gregory Place, and your development."

Supervisor Smith: "And Mr. Horton you're present in the room and that's right - everything that Mr. Young said, — right?"

Alex E. Horton: "Right?"

Michael Peretta: "We've had so many pros and cons on this matter. Can we have in the form of a resolution from the Town Board stating to Alex Horton and Alex Horton agreeing to this?"

Supervisor Smith: "You want it in a writing?"

Michael Peretta: "I want it in resolution from the the Town Board to Alex Horton?"

Supervisor Smith: "Mr. Horton, do you have any problems with executing an agreement between yourself and the Town Board to do what you've just said?"

PERSONAL APPEARANCES - continued

Alex E. Horton: "No I don't think so, no."

Councilman Young: "One thing before we vote on a resolution. I want to warn everybody in the Town of Riverhead that just because we spend \$40,000.00 next year, it doesn't mean that everybody else that's on a private road is going to get on - like tomorrow. This is all we're going to do for a little while. Let's get this done before we start anything else. So give us a little breather now."

Michael Peretta: "I'd like to suggest that, of course, we understand that \$40,000.00 will go a certain stretch, but on the other hand, as of today, as of what's been said by the Board at the present time, can we declare a moratorium? We stop right here, in other words?"

Councilman Young: "No I don't think we should say we're not going to do any more. But we're not going to do any more unless we've got money and . . ."

Michael Peretta: "As of the \$40,000.00."

Councilman Young: "That's right."

Michael Peretta: "This is what I'm trying to bring out because if you have another ten or eleven propositions coming in that \$40,000 won't fill one block."

Councilman Young: "Oh no. That's what I meant when I said just recently that that's the end of it. Don't anybody else come in with anymore. If you come in with any more, they will be put on a list after the \$40,000 and you shouldn't expect to have it done right away and you might get it done and you might not get it done. That's maybe in a year or so."

Jack Aboulafia, South Road; "Now I moved into the area about three years ago and I'm not a constructional engineer, but Mr. Horton did do something to the surface of the road. I think it was sand and oil, and the next rainstorm that followed washed out the sand and oil. If this is what Mr. Horton's going to do to the existing roads that we discussed, is that satisfactory to the Town?"

PERSONAL APPEARANCES - continued

Supervisor Smith: "I don't know that it's satisfactory to anybody, but it's probably as far as \$40,000.00 is going to go."

Councilman Young: "We do it once and probably it may wash in places. I'm sure that Hulse Landing Road is going to wash out, but once it's oiled, they'll be quite a lot left and I think we can from year to year - then we will continue to maintain these roads. We're not just going to do it once and then forget them."

Jack Aboulafia: "So that should act as a base."

Councilman Young: "That should act as a base and then we'll continue to, but when it washes out don't get too upset because . . ."

Jack Aboulafia: "Well we've been living with that."

Councilman Young: "It will be better than it was."

Sharon Wendelkin, Timber Park: "I'd just like to say the man who was just up here he's complaining that he has some sand and some oil. He should live where you have nothing but dirt. And you get nothing but mud when it rains because that's all we have and we'll be happy with sand and oil and whatever you can give us and I think that the rest of the private roads should be happy too, just to go little by little - the best you can do."

RESOLUTIONAUTHORIZES SUPERVISOR EXECUTE CONTRACT WITH HIGHWAY SUPERINTENDENT RELATING TO MAINTENANCE OF ROADS

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

RESOLVED, That the Supervisor be and is hereby authorized to execute a contract with the Highway Superintendent of the Town of Riverhead for the maintenance of the roads that are specified in his five letters with reference to those five pre-existing filed subdivisions, for a contract price of \$40,000.00 in the tax year of 1978, and the maintenance work will consist of oiling and sanding these roads in the same manner that he oils and sands all other roads in the Town of Riverhead.

The vote, Lombardi, Yes, Tomlinson: "I just would like

RESOLUTION - continued

to ask Alex a question - when anybody from this area calls, I could just refer them to your office that there's a pot-hole or there's something wrong on their road - you'll take the message and you'll take care of it, is that correct?"

Alex E. Horton: "If it's serious - not if they are little bit of holes. It depends on what you call a hole."

Councilwoman Tomlinson: "Well for instance, if somebody can't get out of their driveway?"

Alex E. Horton: "That's understood."

Councilwoman Tomlinson: "I'll vote, Yes, Menendez, Yes, Young, Yes, and Smith, Yes."

The resolution was thereupon declared duly adopted.

AWARDS BID RE: CLEARING, GRADING, INSTALLATION OF FENCE AT OSBORNE AND YOUNGS AVENUE

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

WHEREAS, The Town Clerk has duly published and posted advertisements for bids for the installation of 1683 feet of chain link fence set in concrete curb, including the necessary clearing and grading for the installation of the fence, around a recharge basin at Osborne Avenue and Youngs Avenue, Baiting Hollow, and

WHEREAS, All bids were opened on Monday, September 26, 1977, and tabulated,

NOW, THEREFORE, be it

RESOLVED, That this Town Board does award the contract to the lowest responsible bidder, Residential Fences, Corp., for the sum of \$18,513.00.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

AWARDS BID RE: PARKING AREA BETWEEN EAST AVENUE AND MAPLE AVENUE

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, The Town Clerk duly published and posted advertisement for public bids concerning sealed proposals for the construction to improve by grading, paving and other miscellaneous work, a parking area lying between East Avenue and Maple Avenue in the Township of Riverhead, and

WHEREAS, On October 3, 1977, bids were opened and tabulated,

NOW, THEREFORE, be it

RESOLVED, That this Town Board does hereby award said contract to the lowest bidder, Eadco Contracting Co., Inc., for

RESOLUTIONS - continued

the sum of \$12,440.00.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Smith: "Mr. C. K. Martin I see you sitting in the back. If my Recreation Department Head is still here, would you go out and talk to him about whether or not you want to put in a bid to make our new ball fields?"

Charles K. Martin: "Where is he?"

Supervisor Smith: "Did Stanley go home? Now that I got you, I'll hang on to you."

AUTHORIZES OVERTIME PAY FOR POLICE OFFICERS

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Police Officers be paid overtime from September 1, 1977 to and including September 30, 1977 as per P.B.A. Contract at time and one-half their regular salary.

1.	D. Cheshire	9-29-77	1 hr. 20 min.		\$13.76
2.	J. Dunleavy	8-30-77	1 hr. 35 min.		20.33
3.	V. Gianni	9-16-77	1 hr. 40 min.		21.40
4.	B. Keller	9-10-77	2 hrs. 30 min	\$32.10	
		9-26-77	1 hr.	<u>12.84</u>	44.94
5.	J. Kurpetski	9-26-77	1 hr.		13.36
6.	R. Quinn	9-04-77	½ hr.		6.75
7.	J. Seaman	8-31-77	1½ hr.		21.45
8.	J. Swiatocha	9-07-77	5 hrs.		51.60
9.	R. Vonvoigt	8-30-77	1 hr.	\$12.84	
		9-10-77	2 hr. 30 min.	<u>32.10</u>	44.94
10.	K. Woods	9-26-77	2 hrs.		25.68
			TOTAL		<u>\$264.21</u>

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continuedAUTHORIZES OVERTIME PAY FOR POLICE OFFICERS

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Police Officers be paid overtime from September 1, 1977 to and including September 30, 1977, payments to come from Federal Revenue Sharing.

1.	A. Densieski	9-06-77	30 min.	\$ 6.42	
		9-12-77	1½ hr.	<u>19.26</u>	\$25.68
2.	J. Hughes	9-08-77	23 min.		4.92
3.	D. Weinand	9-01-77	3½ hrs.		44.94
			TOTAL	<u>\$75.54</u>	

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

AUTHORIZES RECALL AND/OR COURT PAY FOR POLICE OFFICERS

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Police Officers be paid Recall and/or Court pay from September 1, 1977 to and including September 30, 1977 as per P.B.A. Contract.

1.	H. Boden	9-17-77	4 hrs.	\$56.48	
		9-25-77	4 hrs.	<u>56.48</u>	\$112.96
2.	J. Dunleavy	9-19-77	4 hrs.		51.36
3.	F. Foote	9-07-77	9½ hrs.		121.98
4.	A. Grossman	9-28-77	4 hrs.		57.20
5.	J. Grattan	9-28-77	4 hrs.		59.48
6.	D. Miller	9-21-77	4 hrs.		51.36
7.	P. Paasch	9-21-77	4 hrs.		51.36
8.	F. Romaniello	9-26-77	4 hrs.		51.36
9.	A. Summerville	9-02-77	4 hrs.	57.12	
		9-19-77	4½ hrs.	<u>64.26</u>	121.38
10.	R. Underwood	9-19-77	4 hrs.		62.16
11.	R. VonVoigt	9-14-77	4 hrs.	51.36	
		9-28-77	4 hrs.	<u>51.36</u>	102.72

RESOLUTIONS - continued

12.	K. Woods	9-28-77	4 hrs.	\$ 51.36
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13.	J. Zaleski	9-14-77	4 hrs.	51.36
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TOTAL				\$946.04
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The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

AUTHORIZES COURT AND RECALL PAY FOR POLICE OFFICERS

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Police Officer be paid Court and/or Recall pay from September 1, 1977 to and including September 30, 1977. Payment to come from Federal Revenue Sharing.

1.	J. Hughes	9-14-77	4 hrs.	\$51.36	
		9-27-77	4 hrs.	51.36	\$102.72

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

AUTHORIZES STRAIGHT TIME PAY FOR POLICE OFFICERS

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Police Officers be paid straight time from September 1, 1977 to and including September 30, 1977 as per P.B.A. Contract.

1.	J. Kurpetski	9-03-77	8 hrs.	\$71.23
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2.	L. Mickoliger	9-04-77	8 hrs.	68.49
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3.	R. Quinn	9-03-77	8 hrs.	71.92
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TOTAL				\$211.64
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The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

CALLS PUBLIC HEARING ON PROPOSED AMENDMENTS TO CODE OF THE TOWN OF RIVERHEAD

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

BE IT RESOLVED, That the Town Clerk be and she hereby is authorized to publish and post the following Public Notice.

RESOLUTIONS - continuedPUBLIC NOTICE

PLEASE TAKE NOTICE, That on the 18th of October, 1977, at 8:15 P.M., a Public Hearing will be held before the Town Board of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons in connection with the following proposed amendments to the Town of Riverhead. By deleting Sections 108-21, Subdivision A 13, Section 108-15 A. Subdivision 9, and Section 108-19, Subdivision B. Said Sections currently read as follows:

Section 108-21 Subdivision A 13.

A one-family dwelling erected prior to January 1, 1966 may be converted to a two-family dwelling, provided that the lot area and living area after conversion equal the current minimum requirements for two-family dwellings established in this district.

Section 108-15 A, Subsection 9.

A one-family dwelling erected prior to January 1, 1966, may be converted to a two-family dwelling, provided that the lot area and living area after conversion equal the current minimum requirements for two-family dwellings established in this district.

Section 108-19 Subsection B.

A single-family dwelling converted to a two-family dwelling shall provide a minimum living area per family equal to that set forth in Subsection A above.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

AUTHORIZES SUPERVISOR TO RETAIN COUNSEL TO DEFEND POLICE OFFICERS IN FEDERAL DISTRICT COURT LAWSUIT

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

WHEREAS, Certain officers of the Riverhead Police Department have been sued by one, Thomas Corcoran, in Federal District Court, Brooklyn, and:

WHEREAS, The theory of said lawsuit is developed in a manner to allege wilfull actions on behalf of said officers for which the Town is not insured, and

WHEREAS, The Town Board has considered the merits of this matter and does not find any wilfullness, wantonness or other actionable conduct by said officers,

NOW, THEREFORE, be it

RESOLVED, That the Supervisor be, and he hereby is, authorized to retain counsel to put in an appearance and defend

RESOLUTIONS - continued

the causes of action against the officers, as set forth above.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

APPROVES SPECIAL PERMIT FOR RIVERHEAD SAVINGS BANK

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

WHEREAS, Riverhead Savings Bank and the American Sign and Indicator Corporation has petitioned the Town Board for a special permit to erect two (2) wall-mounted time and temperature displays and,

WHEREAS, The Riverhead Town Planning Board on September 1, 1977, made certain recommendations to the Town Board, and

WHEREAS, A Public Hearing was held on September 20, 1977, at 8:30 P.M.

NOW, THEREFORE, BE IT RESOLVED, That said application is hereby granted on condition that the Riverhead Savings Bank remove the red identification sign, "Riverhead Savings Bank," and

BE IT FURTHER RESOLVED, That said erection of signs and removal of identification sign shall take place within one year from October 4, 1977, and

BE IT FURTHER RESOLVED, The size and type of said sign shall be in conformity with the Section 108-56 of the Code of the Town of Riverhead, and the application on file with the Building Department.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

WICKHAM C. TYTE, SR. - APPROVES PERMIT FOR 1008 EAST MAIN STREET, RIVERHEAD, NEW YORK

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

WHEREAS, Wickham C. Tyte, Sr., has applied to the Town Board to occupy an existing store at 1008 East Main Street, Riverhead, New York, as a farm produce store, pursuant to the provisions of the Section 108-48 (B) (9), and

WHEREAS, A public hearing was held to hear all interested person in reference to said application on September 20, 1977 at 8:15 P.M.,

NOW, THEREFORE, BE IT RESOLVED, That said application for Special Permit be and the same hereby is granted. Said use shall begin within one year from October 4, 1977.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continuedGOLF COURSEAPPROVES SPECIAL PERMIT APPLICATION PURSUANT TO ZONING ORD. #26

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, Charles K. Martin, Charles H. Jurgens, Herman C. Jurgens and Fred E. Jurgens have petitioned the Town Board for a special permit to use premises on the southerly side of Swan Pond Road in the vicinity of River Road at Manorville for use of a standard golf course or courses, and

WHEREAS, This Town Board has received the recommendations of the Riverhead Town Planning Board as adopted on September 1, 1977, and

WHEREAS, This Town Board has received the recommendations of the Riverhead Town Conservation Advisory Council, and

WHEREAS, The State Department of Environmental Conservation has held a public hearing and granted approval for construction of said golf course, and

WHEREAS, A public hearing was held on September 20, 1977 at 8:45 P.M.,

NOW, THEREFORE, be it

RESOLVED, That the application for a special permit is hereby granted on the following terms and conditions:

- 1) That construction of said golf course begin within three years from October 4, 1977.
- 2) All cranberry bogs be allowed to revert to natural swamp including the 20 acres proposed for retention as productive cranberry bog. Dams and weirs must be maintained to control the necessary water levels to accomplish this.
- 3) That Swan Lake, the wooded swamp surrounding it and that area of about 40 acres in the northeast corner between Swan Pond Road and River Road be left forever in a natural state.
- 4) That the parcel of 8.75 acres located between River Road and Old River Road considered as a possible location of a parking area and a satellite club house to service the second 18 hole golf course located south and east of River Road.
- 5) That all conditions of Local Law No. 5 of 1976 Wetlands, Floodplains, and Drainage be adhered to.
- 6) Representatives of New York State Department of Environmental Conservation and Riverhead Town shall make regular on sight inspections throughout the building operation to see that terms of the permit are adhered to.
- 7) That the permit and construction shall be in conformity with the plans, specifications, documents and testimony that is on file with the Town of Riverhead.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continuedDISAPPROVES SPECIAL PERMIT APPLICATION FOR SOUTH JAMESPORT MARINA

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, South Jamesport Boat Marina, Inc., has applied for a special permit for a restaurant and snack bar on said real property owned by it on Washington Avenue, in the Hamlet of South Jamesport, Riverhead, New York, and

WHEREAS, The Riverhead Town Planning Board, by a resolution dated July 7, 1977, which recommendation was not adhered to by the applicant, and

WHEREAS, A public hearing was held on September 20, 1977, at 9:00 P.M., and no one spoke in favor of the application,

NOW, THEREFORE, be it

RESOLVED, That the application for the special permit is hereby denied.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

APPROVES SPECIAL PERMIT APPLICATION OF PECONIC EXCAVATORS, INC.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, PECONIC EXCAVATORS, INC., has applied pro se for a special permit, pursuant to the provisions of Chapter 108 of the Code of the Town of Riverhead, and

WHEREAS, More specifically, the applicant asks that pursuant to Sections 108-45 B (4) and 108-3 that a special permit be granted to operate a gasoline service station with vehicle and truck storage on the subject parcel or in the alternative the same uses of a non-nuisance industry pursuant to Section 198-45 B (5), and

WHEREAS, The Riverhead Town Zoning Board of Appeals on January 13, 1977, denied an application for a variance, but indicated that a proper approach would be to "Apply to the Town Board for a special permit with vehicle and trucking storage as an accessory use", and

WHEREAS, Said Zoning Board of Appeals found as a fact that the property in question had been used for a gasoline service station for many years existing prior to the enactment of the Zoning Ordinance in 1959, and

WHEREAS, This Town Board has reviewed the location of said site and its surrounding area, and

WHEREAS, A Public Hearing was held on September 20, 1977, at 9:15 P.M., hearing all interested persons with reference to said application.

NOW, THEREFORE, BE IT RESOLVED, That this Town Board does hereby grant said special permit for a gasoline service station with vehicle and truck storage as an accessory use. Said use shall begin within one year from October 4, 1977, and

RESOLUTIONS - continued

BE IT FURTHER RESOLVED, That said permit is granted on the following conditions:

1) That a six (6) foot chain link fence be installed with sufficient landscaped screening as may be determined by the Town Board.

2) That said fence and screening shall completely enclose the area in which the vehicles and trucks are to be stored.

3) That only five construction vehicles owned by the applicant, Robert Stevenot, may be stored on the premises, and

4) That the permission is granted to the applicant, Robert Stevenot, for a period of two years and that this permit is not to run with the land but only with the applicant.

The vote, Lombardi, Yes, Tomlinson, Yes, Menenedez, Yes, Young, Yes, and Smith, Not Voting.

The resolution was thereupon declared duly adopted.

APPROVES SPECIAL PERMIT FOR SEROTA & SONS

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, A site plan for the Wading River Plaza, Route 25A and Manorville Wading River Road has been submitted to the Town Board, and

WHEREAS, The applicant, Serota & Sons, 233 West Merrick Road, Valley Stream, New York has asked that certain variances be granted and,

WHEREAS, The Riverhead Town Planning Board under date of September 2, 1977 has considered said site plan after referral from the Town Board, and

WHEREAS, The applicant has further asked that special permits be issued with regard to the variances requested.

NOW, THEREFORE, be it

RESOLVED, That the site plan initially dated July 5, 1977, further revised on July 26, 1977 is approved on the following conditions:

1) The elevation of the Building shall conform to plans dated July 5, 1977.

2) Planting area in first row of Parking must be moved to the end of the Parking Area.

3) Special Permit must be obtained for exceeding lot area by 7,982 sq. fet.

4) Special Permit must be obtained to reduce rear planting Buffer Zone in 140 ft. area to 19 ft. instead of the required 25 ft.

5) Exiting from the Complex on New York State Route 25A can be right turn only.

BE IT FURTHER RESOLVED, That a special permit is hereby granted by the Town Board enabling the applicant to exceed the lot area by 7,982 square feet, and

BE IT FURTHER RESOLVED, That a special permit is further granted by the applicant reducing the rear planting

RESOLUTIONS - continued

buffer zone from the required 25 ft. to 19 ft. for a lineal distance of no more than 140 ft.

Supervisor Smith then stated: "All right so that I understand it - what we're doing is we are reducing the lot area, some and we're changing the rear lot line and the prior resolution that we passed stands."

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

EXTENDS PERMIT FOR BROAD COVE, INC.

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, Broad Cove, Inc., had previously petitioned the former Town Board pursuant to provisions then Section 205 and 102, Subsection 48 of Ordinance 26 of the Town of Riverhead to develop certain real property in Aquebogue, generally known as the Broad Cove Duck Farm, and

WHEREAS, The application was referred to the Riverhead Town Planning Board, which Board made certain recommendations after a public hearing, and

WHEREAS, Further hearings were held on March 4, 1975 and August 19, 1975, and

WHEREAS, The then Town Board adopted a resolution on September 2, 1975 granting said application with certain conditions set forth, and

WHEREAS, One of those conditions set forth an expiration date of the special permit for September 2, 1977, and

WHEREAS, The petitioner has stated that the only material factor that has changed since the making and filing of the first petition, dated October 11, 1974 is the fact that the then joint petitioner Leonard G. Sucsy, who was then a contract vendee for the subject premises no longer has any interest in said premises, and

WHEREAS, The petitioner has not asked for any relief other than an extension for three years of the special permit as then granted,

NOW, THEREFORE, be it

RESOLVED, That a special permit is hereby granted to the applicant extending the permit as originally issued and incorporating all the conditions as then set forth, with the exception that no rights have been granted to Leonard G. Sucsy, who no longer has an interest in the subject premises. Said permit shall expire on September 2, 1980.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continuedAPPROVES \$45,000.00 PARK IMPROVEMENT SERIAL BONDS

The following resolution was offered by Councilman Menendez, who moved its adoption, seconded by Councilman Young, to-wit:

RESOLUTION DATED OCTOBER 4, 1977.

A RESOLUTION FIXING THE DETAILS AND AUTHORIZING THE SALE OF A \$45,000.00 STATUTORY INSTALLMENT BOND OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY NEW YORK, TO PAY THE COST OF THE ORIGINAL IMPROVEMENT AND EMBELLISHMENT OF PARK AND RECREATIONAL FACILITIES IN AND FOR SAID TOWN.

WHEREAS, The Town Board of the Town of Riverhead, Suffolk County, New York, on the 16th day of August, 1977, duly adopted a bond resolution authorizing the issuance of \$45,000.00 serial bonds of said Town to pay the cost of the original improvement and embellishment of park and recreational facilities in and for said Town; and

WHEREAS, It is now desired to fix the details and authorize the sale of said bonds in the form of a single typewritten statutory installment bond pursuant to Section 62.10 of the Local Finance Law; NOW, THEREFORE, BE IT

RESOLVED, By the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. The serial bonds described in the foregoing preambles, shall be issued and sold in the form of a single typewritten statutory installment bond, to be designated PARK AND RECREATIONAL FACILITIES (SERIAL) BOND, 1977. Said bond shall be dated October 5, 1977, shall be in the denomination of \$45,000, shall provide for the payment of such principal sum of \$45,000 in five equal annual installments, payable \$9,000 on October 5 in each of the years 1978 to 1982, both inclusive and shall bear interest at a rate of four and twenty-five hundredths per centum (4.25%) per annum, payable on October 5, 1978 and annually thereafter on October 5. Both principal of and interest on such statutory installment bond will be payable in lawful money of the United States of America at the Suffolk County National Bank, in River-

RESOLUTIONS - continued

head, New York, which by contract is the paying agent of the issuer. Such statutory installment bond shall be signed in the name of said Town of Riverhead, Suffolk County, New York, by its Supervisor, sealed with its corporate seal, and attested by its Town Clerk. Such statutory installment bond shall be in typewritten form and shall be in substantially the following form, to-wit:

Section 2. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 19 (c) of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of issuances of this bond, there having been no bond anticipation notes issued therefor.

Section 3. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bond as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bond becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such bond as the same become due and payable.

Section 4. All other matters except as provided herein relating to such statutory installment bond, shall be determined by the Supervisor of said Town.

Section 5. Pursuant to the provisions of paragraph b of Section 63.00 of the Local Finance Law, as last amended, said statutory installment bond is hereby sold at private sale to Riverhead Savings Bank, in Riverhead, New York, at par and accrued interest, if any, it being hereby determined that the total amount of bonds sold by said Town at private sale in accordance with the provisions of said paragraph b of Section 63.00 of the Local Finance Law for its current fiscal year, including the statutory installment bond herein authorized, is not in excess of \$500,000. The receipt of the Supervisor shall be a full acquittance to the purchaser of such statutory installment bond, who shall not be obliged to see to the application of the purchase of money.

Section 6. This resolution shall take effect immediately.

RESOLUTIONS - continued

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Allen M. Smith, Supervisor	VOTING	Yes
George G. Young, Councilman	VOTING	Yes
Francis E. Menendez, Councilman	VOTING	Yes
John Lombardi, Councilman	VOTING	Yes
Jessie Tomlinson, Councilwoman	VOTING	Yes

The resolution was thereupon declared duly adopted.

Supervisor Smith explained as follows: "We've had the opportunity to, I hope all of you will turn out for the Fair on Sunday and enjoy downstreet. If we get real busy in the next few days, you'll be able to walk into the Park from Peconic Avenue. The bridge is finished and we're making it nice enough to get in there. That isn't how it's going to look forever. But one of the things that happens when you take down one old building as ugly as it was, and everything else, and let you see the Park, you now see the other old building. And the the other old building owner wasn't really interested in keeping the old building which was 67 Peconic Avenue. He gave us what we considered to be a good price and so did Mrs. Wilhermine Friszolowski on the opposite side of the street. We put it on a serial bond which is for five years and we looked at the bond market - we've been waiting on this a little bit and we got a bid of 4.25% which is a rate we haven't seen in a long time."

REAFFIRMS COMMITMENT TO HOUSING ASSISTANCE PLAN AND PLEDGES ACTION FOR PROPORTIONATE SHARE OF HOUSING UNITS UNDER HOUSING ASSISTANCE PLAN

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

WHEREAS, The Town of Riverhead has executed a Cooperation Agreement with the County of Suffolk for the purposes of receiving Federal Community Development funds under the Housing and Community Development Act of 1974 (P.L. 93-383), and

WHEREAS, The Department of Housing and Urban Development (HUD) has approved the Year III application of Suffolk County upon condition that the County and the Consortium members provide assurances in the form of certified local governing body resolutions that each cooperating municipality will take positive action necessary for the development of its proportionate share of the housing units called for under the current Housing Assistance Plan and will not impose any unreasonable impediments to the development of such units called for under the Housing Assistance Plan, and

WHEREAS, The Secretary requires assurance that

RESOLUTIONS - continued

affirmative steps will be taken to implement the Suffolk County Housing Assistance Plan as a condition to the receipt of Year III Community Development Funds by the Town of Riverhead for various projects or activities as described in the approved Application,

NOW, THEREFORE, be it

RESOLVED, That the Town of Riverhead hereby acknowledges its commitment to the goals of the HAP, as approved by HUD, and be it

FURTHER RESOLVED, That the Town of Riverhead pledges that it will take positive action necessary for the development of its proportionate share of the housing units called for under the Housing Assistance Plan, as approved by HUD.

Supervisor Smith explained as follows: "Some of you turned out repeatedly to get us to knock down all what we affectionately know as the Raspberry Hilton, which is diagonally across the street, and you may know we chased after certain federal money to get it. That money has been fouled up in some litigation and this is a resolution that we can pass that we've been able to pass any others that have been before it so that we can get that \$125,000 to not only take care of structures like that, but some of the other ones around Town that are dilapidated and this will do."

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

AUTHORIZES ATTENDANCE AT POLICE EXECUTIVE WORKSHOP

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

RESOLVED, That Chief Roscoe Palmer be, and he hereby is, authorized to attend the Police Executive Workshop to be presented by the New York State Association of Chiefs of Police, at Westbury, New York, on October 25 and 26, 1977, and to pay all necessary expenses incurred therewith.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

AUTHORIZES EXPENSES AND USE OF CAR TO ATTEND NEW YORK STATE BUILDING OFFICIALS CONFERENCE

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, That Raymond Wiwczar, Building Inspector; James V. DeLuca, Building & Zoning Administrator; and Robert Scheiner, Community Development Supervisor, be, and they hereby are, authorized to attend the New York State Building Officials

RESOLUTIONS - continued

Conference to be held at the Concord Hotel, Kiamesha Lake, New York, on October 5 and 6, 1977. All expenses incurred are to be paid from the Building Department Fund (No. A3620.400), and be it

FURTHER RESOLVED, That a check in the sum of One hundred fifty and 00/100 (\$150.00) Dollars, payable to Raymond Wiwczar, is to be drawn to cover initial expenses of the trip. Said sum and all further expenses incurred to be accounted for upon return, and be it

FURTHER RESOLVED, That the use of the automobile assigned to the Building Department will be permitted for transportation to and from the conference.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

AUTHORIZES SUPERVISOR AND TOWN ATTORNEY TO PURCHASE FRISZOLOWSKI PROPERTY

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

WHEREAS, The Town Board in furtherance of the continued efforts to beautify the Town and take further advantage of the natural scenic beauty of the Peconic River had previously entered into an option to purchase property on Peconic Avenue, now owned by Wilhermine Friszolowski.

WHEREAS, This Town Board now determines that it is in the best interest of the Town to exercise such option and acquire said property.

NOW, THEREFORE, be it

RESOLVED, That the Town Attorney and the Supervisor be authorized to exercise the aforementioned option to purchase said property, and to do whatever acts are necessary to purchase that property.

Supervisor Smith explained as follows: "There is a monstrous signboard there on that property and it says, I think, 'this month join the Navy'. We thought we were going to have to take it subject to the lease, but we've been told that we have a thirty day cancellation clause in the lease. Doctor Menendez and I are going to invite you all out there with us and we're going to get a cutting torch and we're going to improve the looks of the Peconic River. And if we got our fingers crossed, let's hope it's going to come true."

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

JAMESPORT ASSOCIATES, INC., RELEASING SECURITY

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLUTIONS - continued

WHEREAS, Jamesport Associates, Inc., has formerly abandoned its subdivision and,

WHEREAS, The Town Superintendent of Highways has consented to such abandonment, and

WHEREAS, Jamesport Associates, Inc. was required to post said security with reference to said subdivision,

NOW, be it

RESOLVED, That the Town Board does hereby authorize and release said security as may be approved by the Planning Board.

Supervisor Smith explained as follows: "We're fairly certain that there are no roads there that are going to need to be taken over or anything like that - the Planning Board is ready to act on it - there's no road - no poor little old ladies with children that have to get to school.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

DESIGNATING A LANDMARK-----TOWNSEND PROPERTY

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, Michael and Jeanmarie Townsend had applied to the Landmarks' Preservation Commission of the Town of Riverhead to have certain parcel declared a landmark, and

WHEREAS, The Landmarks' Preservation Commission officially requested a Landmark designation for the Townsend properties,

NOW, THEREFORE, be it

RESOLVED, That the Town Board of the Town of Riverhead does hereby approve said application as described in the letter of the Landmarks' Preservation Commission, dated September 15, 1977,

BE IT FURTHER RESOLVED, That the Town Clerk is hereby directed to notify the Building Department, the Landmarks' Preservation Commission, the Town Assessors, and the owners of the subject property of the approval of the application,

BE IT FURTHER RESOLVED, That specifically excluded from such designation are any signs located at subject property.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Smith: "The lady that was on the agenda before, maybe we should put something on the record. What was her name — Mrs. Heistermann? Apparently she has a problem with a particular place she wished to buy as shown on a filed map as a drainage area, and there is a - the title company or somebody is raising a title objection which I, as an Attorney,

RESOLUTIONS - continued

not as a Supervisor, can recognize and similar to Mr. Cohen which is on this evening - you know in the procedure that you go through to abandon a filed map has to be followed if the lady expects to get good title."

Peter S. Danowski, Jr., Town Attorney: "I think there was a further complication that the title company suggested as far as any other people in Beverly Hills are concerned. The title company listed them as a possible person to have a right in that drainage area and they suggested getting a petition from all the other people in Beverly Hills to give up their right in that particular drainage area and they suggested getting a petition from all the other people in Beverly Hills to give up their right in that particular drainage area as well."

Supervisor Smith: "That's why you can't get clean title on some shown on a title on a filed subdivision, because everybody else has got title to it. Then he or she would come to the Planning Board, etc."

Peter S. Danowski, Jr., Town Attorney: "Apparently Mr. Horton wants to switch the drainage area from the lot in question to the one next to it and obviously it's going to have to come before the Planning Board - Town Board and ultimately perhaps abandon that subdivision."

Supervisor Smith: "Everybody's got a right in that thing, and until such time, as there's going to be any proceeding that lot is encumbered."

Emma Karch: "I might be wrong, but I'm under the impression that they own that piece of land, but they want to build now and Mr. Horton hasn't laid the roads or something has dumped the water onto this land which was not supposed to be"

Supervisor Smith: "If they bought a piece of property that should be on the filed subdivision map as a drainage, they got trouble with a capital 'T'."

RESOLUTIONACCEPTS WILDWOOD ACRES ROADS FOR MAINTENANCE

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

WHEREAS, Prior to subdivision regulations within the Town of Riverhead, certain subdivision maps were accepted for filing in the Office of the Suffolk County Clerk known as "Wildwood Acres" and "Lands of J. Alonzo Hulse" and that

RESOLUTION - continued

said subdivision has been sold to individual owners and the subdivider is no longer available or responsible to either the Town or the purchasers and that as a consequence, there exists a substantial safety hazard with reference to the roads shown on said subdivisions because of said roads poor condition, and

WHEREAS, The residents of Wildwood Acres have presented an application pursuant to the rules and regulations for the dedications for public highways in the Town of Riverhead and the same has been referred to the Town Highway Superintendent, and he has by letter dated September 23, 1977 determined that relief should be granted to the extent set forth in said letter, and has requested the Town Board to accept said highways into the Town Highway System, and

WHEREAS, Said procedure is in conformity with the dicta of a decision by Justice Thom and an action entitled "Haugaard vs. Smith et. al.,


NOW, THEREFORE, BE IT RESOLVED, That this Town Board does hereby accept for dedication of those roads shown on certain filed subdivision maps entitled "Wildwood Acres" and "Lands of J. Alonzo Hulse" filed in the Office of the Suffolk County Clerk under date of October 1944, last updated by Alden W. Young, 1950, and parcels shown on a map entitled "Wildwood Acres, Wading River, Long Island, New York", undated, and shown thereon as Hill Street a distance of 1100' by 50' in width, Hulse Avenue a distance of 4000' by 50' in width, Park Street a distance of 1100' by 50' in width, Birch Street and/or Lane beginning on the east side of Hulse Avenue a distance of 300' along Birch Street to a turn at a right angle for a distance of 350' southeast 25' in width and running into Wildwood Road for a distance of 300' north 25' in width and continuing 300' north 50' in width to North Wading River Road, and

FURTHER RESOLVED, That said roads are accepted on the proviso that the acceptance of said roads will only require the grading of said roads to existing contours, the filling of potholes and the clearing of snow from said roads at this time and that said roads shall be maintained in the same manner as all other highways in the Town of Riverhead in the future.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

There being no business on motion and vote, the meeting adjourned at 9:15 P.M. to meet on Tuesday, October 18, 1977 at 7:30 P.M.



Helene M. Block, Town Clerk